

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

TOBA, INC.,

Plaintiff,

vs.

JOHN DOE, real name unknown;

Defendant.

**4:17CV3120**

**ORDER**

On September 15, 2017, the court granted Plaintiff leave to issue subpoenas to facilitate specifically identifying the defendant. More than 90 days have passed and Plaintiff has not further identified the defendant and/or served summons on a defendant.

Accordingly,

IT IS ORDERED that on or before January 29, 2018, Plaintiff shall either serve summons on the Defendant or file a report stating why service cannot be accomplished by that date, in the absence of which this case may be dismissed for want of prosecution and without further notice.

Dated this 27th day of December, 2017.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge